

Presentment Date: May 27, 2022

Objection Deadline: May 26, 2022 at 4:00 p.m. (AST)

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF PUERTO RICO**

In re:

THE FINANCIAL OVERSIGHT AND
MANAGEMENT BOARD FOR PUERTO RICO,

as representative of

THE COMMONWEALTH OF PUERTO RICO, *et al.*,

Debtors.¹

PROMESA

Title III

No. 17 BK 3283-LTS

(Jointly Administered)

This filing relates to ERS.

**NOTICE OF PRESENTMENT OF PROPOSED ORDER GRANTING OBJECTION OF
THE EMPLOYEES RETIREMENT SYSTEM OF THE GOVERNMENT OF THE
COMMONWEALTH OF PUERTO RICO TO PROOF OF CLAIM OF MEDLEY
CREDIT OPPORTUNITY CAYMAN FUND LP (CLAIM NO. 28262) (ECF NO. 17972)**

PLEASE TAKE NOTICE that, on May 19, 2022, the Employees Retirement System of the Government of the Commonwealth of Puerto Rico (the “ERS” or the “Debtor”), by and through the Financial Oversight and Management Board for Puerto Rico (the “Oversight Board”), as sole Title III representative of ERS pursuant to section 315(b) of the *Puerto Rico Oversight*,

¹ The Debtors in these Title III Cases, along with each Debtor’s respective Title III case number and the last four (4) digits of each Debtor’s federal tax identification number, as applicable, are the (i) Commonwealth of Puerto Rico (the “Commonwealth”) (Bankruptcy Case No. 17 BK 3283-LTS) (Last Four Digits of Federal Tax ID: 3481); (ii) Puerto Rico Sales Tax Financing Corporation (“COFINA”) (Bankruptcy Case No. 17 BK 3284-LTS) (Last Four Digits of Federal Tax ID: 8474); (iii) Puerto Rico Highways and Transportation Authority (“HTA”) (Bankruptcy Case No. 17 BK 3567-LTS) (Last Four Digits of Federal Tax ID: 3808); (iv) Employees Retirement System of the Government of the Commonwealth of Puerto Rico (“ERS”) (Bankruptcy Case No. 17 BK 3566-LTS) (Last Four Digits of Federal Tax ID: 9686); (v) Puerto Rico Electric Power Authority (“PREPA”) (Bankruptcy Case No. 17 BK 4780-LTS) (Last Four Digits of Federal Tax ID: 3747); and (vi) Puerto Rico Public Buildings Authority (“PBA”, and together with the Commonwealth, COFINA, HTA, ERS, and PREPA, the “Debtors”) (Bankruptcy Case No. 19-BK-5532-LTS) (Last Four Digits of Federal Tax ID: 3801) (Title III case numbers are listed as Bankruptcy Case numbers due to software limitations).

Management, and Economic Stability Act (“PROMESA”),² hereby submits a *Notice of Presentment of Proposed Order Granting the Objection of the Employees Retirement System of the Government of the Commonwealth of Puerto Rico to Proof of Claim of Medley Credit Opportunity Cayman Fund LP (Claim No. 28262)* (the “Notice”).

PLEASE TAKE FURTHER NOTICE that, on August 25, 2021, ERS, by and through the Oversight Board, filed the *Objection of the Employees Retirement System of the Government of the Commonwealth of Puerto Rico to Proof of Claim of Medley Credit Opportunity Cayman Fund LP (Claim No. 28262)* [ECF No. 17972] (the “Objection”), seeking to disallow in its entirety Proof of Claim No. 28262 filed by Medley Credit Opportunity Cayman Fund LP.

PLEASE TAKE FURTHER NOTICE that the Objection was scheduled for hearing on November 3, 2021.

PLEASE TAKE FURTHER NOTICE that any response to the Objection was required to be filed in writing with the clerk’s office of the United States District Court for the District of Puerto Rico and served upon and received by the undersigned counsel for ERS by 4:00 p.m. (Atlantic Time) on October 18, 2021 (the “Response Deadline”).

PLEASE TAKE FURTHER NOTICE that, as set forth in the Notice of Hearing for the Objection, “if no responses to the objection are timely filed, served and received, in accordance with this notice, the Court may grant the relief requested in the Objection without further notice or hearing.” Objection at 2.

PLEASE TAKE FURTHER NOTICE that, according to this Court’s *Sixteenth Amended Case Management Procedures* [ECF No. 20190-1]) (the “Case Management Procedures”), the Court may enter an order granting a request for relief without a hearing upon receipt of a certificate

² PROMESA has been codified at 48 U.S.C. §§ 2101–2241.

of no objection (“CNO”, as defined by the Case Management Procedures). *See* Case Management Procedures, Section III, paragraph P.

PLEASE TAKE FURTHER NOTICE that, in accordance with the Case Management Procedures, the undersigned hereby certifies that this Notice is filed not less than forty-eight (48) hours after the expiration of the Response Deadline.

PLEASE TAKE FURTHER NOTICE that the undersigned hereby certifies that counsel for the Oversight Board has reviewed, not less than forty-eight (48) hours after expiration of the Response Deadline, (i) the docket in the above-captioned case, (ii) mailings received by Kroll Restructuring Associates, LLC (“Kroll”), (iii) mailings received by the Oversight Board, and (iv) mailings received by counsel for the Official Committee of Unsecured Creditors of the Commonwealth of Puerto Rico (the “UCC”) and forwarded to counsel for the Oversight Board (collectively, the “Responses”) and, to the best of the undersigned’s knowledge, no applicable objection, responsive pleading, or request for a hearing with respect to the Objection has been submitted.

PLEASE TAKE FURTHER NOTICE that attached hereto as **Exhibit A** is a proposed order (the “Proposed Order”) granting the relief requested in the Objection.

PLEASE TAKE FURTHER NOTICE that, pursuant to Paragraph III.H of the Case Management Procedures, “the presentment of a proposed order for administrative relief must be filed and served at least seven (7) calendar days before the presentment date, and Objections thereto must be filed and served at least one (1) calendar day before the presentment date,” and accordingly, unless a written objection to the Proposed Order is filed with the Court **by 4:00 p.m. (Atlantic Time) on May 26, 2022**, the relief requested in the Objection shall be deemed unopposed, and the Proposed Order may be entered without a further hearing.

PLEASE TAKE FURTHER NOTICE that copies of all documents filed in these Title III cases are available (a) free of charge by visiting <https://cases.ra.kroll.com/puertorico> or by calling +1 (844) 822-9231, and (b) on the Court's website at <http://www.prd.uscourts.gov>, subject to the procedures and fees set forth therein.

Dated: May 19, 2022
San Juan, Puerto Rico

Respectfully submitted,

/s/ Hermann D. Bauer

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